

# Senate Journal

## First Regular Session of the Fifty-first Legislature of the State of Oklahoma

**Fifty-second Legislative Day, Thursday, May 3, 2007**

The Senate was called to order by Senator Williamson.

Roll Call:

Present: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason, McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Rice, Riley, Schulz, Sparks, Sweeden, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.—47.

Excused: Rabon.—1.

Senator Williamson declared a quorum present.

The prayer was offered by Dr. John Benefield, Church on the Rock, Oklahoma City, the guest of Senator Laughlin.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SB 734, 854 and 868** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SCR 13** was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### PENDING CONSIDERATION OF HAS

**HAs to SB 922** were concurred in upon motion of Senator Leftwich.

**SB 922**, as amended by the Honorable House, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Ivester, Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Johnson (C), Rabon and Sweeden.--3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

#### **PENDING CONSIDERATION OF HAS**

**HAs to SBs 659 and 809** were rejected upon motion of Senator Laster, conference requested, and Senate conferees to be named later.

#### **FIRST READING**

The following were introduced and read the first time:

**SCR 35** – By Easley and Morgan of the Senate and Rousselot of the House.

A Concurrent Resolution honoring Bill Secrest; designating May 8, 2007, “Bill Secrest Day” at the Oklahoma State Capitol; and directing distribution.

**SR 36** – By Lamb, Rice and Jolley.

A Resolution designating May 2007 “Arthritis Month” in the State of Oklahoma; urging citizen participation; and directing distribution.

#### **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Easley asked unanimous consent to suspend Rule 6-4 and refer **SCR 35** direct to the Calendar for consideration, which was the order.

#### **GENERAL ORDER**

**SCR 35** by Easley and Morgan of the Senate and Rousselot of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 35**, which was the order.

**SCR 35** was adopted upon motion of Senator Easley and referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Lamb asked unanimous consent to suspend Rule 6-4 and refer **SR 36** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 36** by Lamb, Rice and Jolley was called up for consideration.

**SR 36** was adopted upon motion of Senator Lamb and referred for enrollment.

**PENDING CONSIDERATION OF HAS**

**HAs** to **SB 455** were concurred in upon motion of Senator Adelson.

**SB 455**, as amended by the Honorable House, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddock, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Ivester, Rabon and Sweeden.--3.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

**PENDING CONSIDERATION OF HAS**

**HAs** to **SB 102** were concurred in upon motion of Senator Myers.

**SB 102**, as amended by the Honorable House, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Adelson, Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brogdon, Brown, Burrage, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Ford, Garrison, Gumm, Johnson (C), Johnson (M), Jolley, Justice, Lamb, Laster, Laughlin, Leftwich, Lerblance, Mazzei, Morgan, Myers, Nichols, Paddack, Reynolds, Rice, Riley, Schulz, Sparks, Sykes, Wilcoxson, Williamson, Wilson and Wyrick.--45.

Excused: Ivester, Rabon and Sweeden.--3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

#### **PENDING CONSIDERATION OF HAS**

**HAs** to **SB 691** were called up for consideration.

Senator Adelson asked that **SB 691** be laid over for this legislative day, which was the order.

**SB 691** remains on pending consideration of the House amendments.

#### **MESSAGES FROM THE HOUSE**

Advising rejection of **SAs** to the following bills, requesting conference and House conferees to be named later:

**HB 1027**  
**HB 1035**  
**HB 1104-1114**  
**HB 1122:**  
**HB 1343**  
**HB 1476**  
**HB 1579:**  
**HB 1581**  
**HB 1696**  
**HB 1760**  
**HB 1761**  
**HB 1762**  
**HB 1772**  
**HB 1777**  
**HB 1872**

**HB 1895**  
**HB 1926**  
**HB 1941**  
**HB 1963**  
**HB 2051**  
**HB 2103**  
**HB 2104**  
**HJR 1003**

Advising concurrence in **SAs** to and passage of Engrossed **HB 1090**.

Advising changing of House conferees on Engrossed:

**HB 1412** – add Terrill  
**HB 1513** – add Terrill  
**HB 1716** – add Terrill

Advising the signing of and returning Enrolled **SCR 13**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled **SBs 734, 854 and 868**.

The above-numbered enrolled measures were referred to the Governor.

#### **SCs NAMED**

Upon motion of Senators Laster and Laughlin, Senate conferees were appointed as follows:

**SB 426** – Eason McIntyre, Bass, Sweeden, Anderson, Aldridge, Laughlin

#### **EXECUTIVE NOMINATIONS**

The following executive nominations were read and referred to committee as indicated:

Adair, Larry E., Stillwell, as a member of the State Board of Education - Education

Derieg, W. Dean, Cordell, as a member of the War Veterans Commission of Oklahoma Veterans and Military Affairs

Miller, Keith, Sallisaw, as a member of the Construction Industries Board - Business and Labor

O'Conner, J.T., Jr., D.O., Marietta, as a member of the Oklahoma State Board of Examiners for Nursing Home Administrators - Health and Human Resources

Painton, Stephen W., Edmond, as a member of the Board of Examiners for Speech-Language Pathology and Audiology - Health and Human Resources

Pfau, Jessica, Ardmore, as a member of the Board of Trustees for the Ardmore Higher Education Program - Education

Sullivan, J. Andy, M.D., Oklahoma City, as a member of the Board of Mental Health and Substance Abuse Services - Health and Human Resources

Senator Laster moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 7, 2007, at 1:30 p.m., which motion prevailed.

Pursuant to the Laster motion, the Senate adjourned at 10:30 a.m. to meet Monday, May 7, 2007, at 1:30 p.m.